

READ BY MOL

GARY LOCKE Governor

STATE OF WASHINGTON

OFFICE OF THE GOVERNOR

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March 30, 2004

RECEIVED

The Honorable Michael O. Leavitt, Administrator U.S. Environmental Protection Agency Ariel Rios Building 1200 Pennsylvania Avenue NW Washington, DC 20004

APR 2 0 2664

OFFICE OF THE EXECUTIVE SECRETARIAT

Dear Administrator Leavitt.

I have watched with great interest the recent developments surrounding the Lake Roosevelt superfund site, and I am writing to again voice Washington State's views on the cleanup process.

In our correspondence with the U.S. Environmental Protection Agency (EPA) Region X, Washington State has always believed that the Comprehensive Environmental Response, Compensation, and Etability Act (CERCLA) is the appropriate regulatory tool for addressing the characterization and remediation of contamination at Lake Roosevelt. After many months of trying to negotiate a Superfinid Alternative agreement with Teck Cominco Metal Ltd, EPA took an important step in the cleanup process when it issued its December 11, 2003, Unilateral Administrative Order (UAO) for Remedial Investigation/Feasibility Study to Teck Cominco Metal Ltd. I also understand that for the past several weeks EPA and other federal agencies have been engaged in discussions with the Canadian federal government regarding Lake Roosevelt and the UAO, and that Washington has not been included.

Washington believes the administrative and legal mechanisms, which Congress integrated into CERCLA, are appropriate and necessary for the resolution of contamination issues, particularly at very large, complex sites like Lake Roosevelt. As a natural resource trustee for Lake Roosevelt and a state regulator of hazardous waste contamination, Washington State strongly encourages EPA to continue forward with the CERCLA process. The rigor of the CERCLA RI/FS process is the best method to ensure adequate characterization of Lake Roosevelt and to guide appropriate cleanup decisions: Washington supports EPA's current effort to scope this study, and also believes that CERCLA's provisions provide the appropriate means to ensure that the responsible parties, not American taxpayers; fund the cleanup process.

Finally, I note with extreme disappointment that Washington State has not been included in the current discussions with Canada regarding Lake Roosevelt. Washington's interests as a natural resource trustee and guardian of the health and welfare of its citizens are acutely affected by the course EPA follows at Lake Roosevelt. In order to adequately protect those interests, it is essential that Washington be briefed on the substance of discussions thus far and be included in any further discussions between the United States and the federal government of Canada regarding Lake Roosevelt.

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The Honorable Michael O. Leavitt March 30, 2004 Page 2

Washington State looks forward to continued work with EPA on Lake Roosevelt, and the implementation of a cleanup process that protects the health of Washington's citizens and natural resources.

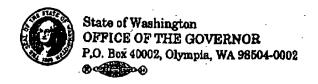
Sincerely,

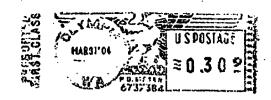
Gary Locke Governor

cc: John Iani, EPA Region X

Joseph Pakootas, Colville Confederated Tribes







The Honorable Michael O. Leavilt

Administrator

U.S. Environmental Protection Agency Headquarters
Ariel Rios Building

1200 Pennsylvania Avenue Northwest

Washington, DC 20004

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PRINTED ON RECYCLED PAPER,



Controlled Correspondence For REGION 10

CONTROL NO:

AX-0402652

ORIG. DUE DATE: 05/04/2004

FILE CODE:

MDRFS CORR 141

MAJOR CORR - DAILY READING FILE - SEEN BY THE

ADMINISTRATOR

STATUS:

PENDING

CORRES. DATE:

03/30/2004

RECEIVED DATE:

04/20/2004

ASSIGNED DATE:

04/23/2004

CLOSED DATE:

FROM:

LOCKE GARY

ORG:

GOVERNOR OF WASHINGTON

SALUTATION: CONSTITUENT:

TO:

ADMINISTRATOR

TO ORG:

EPA

SUBJECT:

CLEANUP PROCESS OF LAKE ROOSEVELT SUPERFUND SITE

ASSIGNED:

Office of Environmental Cleanup

COPIES OF INCOMING PROVIDED TO:

AO - BARBARA MCLEOD, SOLID WASTE &

EMERGENCY RESPONSE, OCIR - PAM LUTTNER

SIGNATURE:

REGIONAL ADMINISTRATOR

R10 COMMENTS:

AX INSTRUCTIONS: DAILY READING FILE -- READ BY THE ADMINISTRATOR

PREPARE REPLY FOR THE REGIONAL ADMINISTRATOR'S SIGNATURE.

SEND COPY OF REPLY TO OEX.

R10 INSTRUCTIONS: CONCURRENCE SHEET. Please have Bill Dunbar concur. Prepare for RA signature.

Please send copy of final letter to Martina Richard, CEC-142.

| | Assigned | Date Assigned | Code/Status | Date Completed by Assignee | Date Returned to R10: |
|------|----------|---------------|-------------|----------------------------|-----------------------|
| Lead | ECL | 04/23/2004 | ACTION | - | - |
| - | | | | | |



To: Monica Tonel/R10/USEPA/US@EPA

cc:

Subject: Re: AX-0402652: Itr to Administrator Leavitt from Governor Locke

AX-0402587: Itr to Administrator Leavitt & John Iani from Chairman of

the Colville Tribe

Please see below...

----- Forwarded by Martina Richard/R10/USEPA/US on 05/05/2004 08:54 AM -----

Preston White

To: Martina Richard/R10/USEPA/US@EPA

05/04/2004 07:23 AM

cc: Sharon VanMeter/DC/USEPA/US@EPA

Subject: Re: AX-0402652: Itr to Administrator Leavitt from Governor Locke

AX-0402587: Itr to Administrator Leavitt & John lani from Chairman of

the Colville Tribe

05/04/04

Hello Martina:

Per your request, AX-0402652 and AX-0402587 have been upgraded. Both documents are now to be written for the Administrator's signature. If you have any furthere questions, please don't hesitate to get in touch.

Thanks.

Preston L. White